

## Introduced by Senator Figueroa

February 20, 2004

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An act to add Section 1798.87 to the Civil Code, relating to privacy.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1822, as introduced, Figueroa. Privacy: social security numbers: sales.

Existing law prohibits a person or entity, except as specified, from publicly posting or displaying an individual's social security number, and from printing that social security number on a card required for the individual to access products or services.

This bill would provide that a person or entity that sells a social security number is strictly liable to the person to whom the social security number applies for any and all damages that directly or indirectly result from the sale. The bill would except specified transactions from its provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 1798.87 is added to the Civil Code, to  
2 read:

3 1798.87. (a) Except as provided in subdivision (b), a person  
4 or entity that sells a social security number is strictly liable to the  
5 person to whom the social security number applies for any and all  
6 damages that directly or indirectly result from the sale.

7 (b) This section does not apply to the sale of a social security  
8 number that is part of a transaction that is regulated by the



- 1 Consumer Credit Reporting Agencies Act (Title 1.6 (commencing
- 2 with Section 1785.1)), the federal Fair Credit Reporting Act (15
- 3 U.S.C. Sec. 1681 et seq.), or other state or federal law that restricts
- 4 the dissemination of personal identifying information.

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